

N O T I C E
S P E C I A L
OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION

Commission Staff Meeting

DATE: Tuesday, February 24, 2009

TIME: 3:00 p.m.

**2nd Floor Conference Room
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007**

This shall serve as notice of a special open meeting of the Arizona Corporation Commission at the above location for consideration, discussion, and possible vote of the items on the following agenda and other matters related thereto. Please be advised that the Commissioners may use this open meeting to ask questions about the matters on the agenda; therefore, the parties to the matters to be discussed or their legal representatives are requested, though not required, to attend. The Commissioners may move to executive session, which will not be open to the public, for the purpose of legal advice pursuant to A.R.S. §§ 38-431.03.A.2, 3 and/or 4 on the matters noticed herein. The Commissioners may also move to executive session, which will not be open to the public, for other purposes specified in A.R.S. §§ 38-431.03, including discussions, consultations or considerations of Commission personnel and salary matters, on matters noticed herein.

The Arizona Corporation Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shaylin A. Bernal, phone number (602) 542-3931, E-mail sabernal@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodations.

MICHAEL P. KEARNS
Interim Executive Director

Agenda

1. Division Updates
2. Legislative Update – Leah Chacon
 - Discussion of bills
 - Consideration of SB 1323 emergency mutual aid agreements
 - Consideration of HB 2102 financial institution records; disclosure; notice
 - Consideration of HB 2352 aquifer protection permits, natural gas
 - Consideration of HB 2623 legislative authority; renewable energy
3. Continuation of Service of Mike Palmer on the Arizona Power Plant and Transmission Line Siting Committee – Chairman Mayes
4. Commission discussion and consideration of the processes for search and selection of Executive Director – Chairman Mayes

5. Possible letter from the Commission to Arizona's private water systems regarding opportunities to participate in Federal Economic Recovery Act water infrastructure funding - Chairman Mayes
6. Possible communication with the Brewer administration regarding Arizona's policies on financial incentives and cost recovery mechanisms for utility energy efficiency programs, pursuant to the Governors' notification obligations under the Federal Economic Redcovery Act, Section 410, Additional State Energy Grants. - Chairman Mayes
7. Commission discussion and consideration of status of pending litigation in *Piedmont Environmental Council v. Fed. Energy Reg. Comm'n*, Case Nos. 07-1651, 07-1864, 07-1865, and 07-1866 (4th Cir., opinion issued Feb. 18, 2009). - Staff

Note: The Commission may vote to go into executive session regarding this matter pursuant to A.R.S. §§ 38-431.03.A.3 and/or -431.03.A.4.

8. Commission discussion and consideration of status of pending litigation in *Southern California Edison Company*, Docket No. PT08-1-000 (F.E.R.C., request to initiate prefiling process May 16, 2008). - Staff

Note: The Commission may vote to go into executive session regarding this matter pursuant to A.R.S. §§ 38-431.03.A.3 and/or -431.03.A.4.

9. Commission discussion and consideration of status of pending litigation in *Southern California Edison Co. v. Arizona Corp. Comm'n*, Case No. CV2007-014285 (Maricopa County Superior Court, complaint filed August 10, 2007 (challenge to Commission order denying DPV2)). - Staff

Note: The Commission may vote to go into executive session regarding this matter pursuant to A.R.S. §§ 38-431.03.A.3 and/or -431.03.A.4.

10. Commission discussion and consideration of status of *Matters Pertaining to the Devers-Palo Verde No. 2 Electric Transmission Line*, Docket No. E-00000P-08-0570 (Arizona Corporation Commission, docket opened Nov. 6, 2008 ("Meet and Confer" Docket)). - Staff

Note: The Commission may vote to go into executive session regarding this matter pursuant to A.R.S. §§ 38-431.03.A.3 and/or -431.03.A.4.

11. Commission discussion and consideration of status of pending litigation in *Southern California Edison Co. v. Arizona Corp. Comm'n*, Case No. CV2007-014284 (Maricopa County Superior Court, complaint filed August 10, 2007 (challenge to Commission order imposing fine)). - Staff

Note: The Commission may vote to go into executive session regarding this matter pursuant to A.R.S. §§ 38-431.03.A.3 and/or -431.03.A.4.

12. Commission discussion and consideration of status of pending litigation in *The Wilderness Society, et al. v. United States Dept. of Energy*, Case No. 08-71074 (consolidated with Case Nos. 08-71823, 08-71829, 08-71831, 08-71845, 08-71870, 08-71872, 08-71884, 08-71908, 08-72423, 08-72644, 08-72717, and 08-72835) (9th Cir., petition for review filed March, 12, 2008). - Staff

Note: The Commission may vote to go into executive session regarding this matter pursuant to A.R.S. §§ 38-431.03.A.3 and/or -431.03.A.4.